Ban on capitation fee

414. SHRI RAMA MUNI REDDY SIRIGIREDDY: Will the Minister of HUMAN RESOURCE DEVELOPMENT be pleased to state:

(a) whether it is a fact that recently the Supreme Court has banned the private professional colleges from charging capitation fee;

(b) if so, the details of the judgement;

(c) whether it is also a fact that the Supreme Court appointed two committees, each headed by a retired High Court, Judge, to look into the fee structure and supervise the admission procedures; and

(d) if so, the details thereof?

THE MINISTER OF STATE IN THE MINISTRY OF HUMAN RESOURCE DEVELOPMENT (DR. VALLABHBHAI RAMJIBHAI KATHIRIA):(a) to (d) Yes, Sir. The Hon'ble Supreme Court in its Judgement delivered on 14th August, 2003 interpreting the Eleven Judge Bench Judgement in *T.M.A. Pai Foundation Case* held that capitation fees cannot be charged by the educational institutions. The Hon'ble Court directed that the respective State Government's concerned authority shall set up, in each State, two Committees, each headed by a retired High Court Judge to look into the fee structure and to ensure that the tests conducted by the association of colleges are fair and transparent, respectively.

Education Code for Kendriya Vidyalayas

415. SHRI GAYA SINGH: Will the Minister of HUMAN RESOURCE DEVELOPMENT be pleased to state:

(a) whether Article 81(e) has been inserted in education code for Kendriya Vidyalayas in August, 2003;

(b) if so, the salient features thereof and the reasons therefor; and

(c) whether it has since been kept in abeyance; and if so, the reasons therefor?

THE MINISTER OF STATE IN THE MINISTRY OF HUMAN RESOURCE DEVELOPMENT (DR. VALLABHBHAI RAMJIBHAI KATHIRIA):(a) As informed by Kendriya Vidyalaya Sangathan, a